

THOMAS G. SHAUGHNESSY
MAYOR

MICHAEL J. WOODWARD
CITY CLERK

MINUTES
BERWYN CITY COUNCIL
FEBRUARY 10, 2004

1) The regular meeting of the Berwyn City Council was called to order at 8:00 p.m., with Mayor Shaughnessy presiding. Upon the call of the roll, the following members responded present: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero. Absent: Fortunato. Lovero made a motion, seconded by Brocato, to excused Fortunato. The motion carried by voice vote. Thereafter, the Chair declared a quorum present and the meeting duly convened for further business.

2) The Pledge of Allegiance was recited and the Mayor called for a moment of silence for the betterment of the community and for the safe return of all our service people overseas and for Mario Sauceto, who is serving overseas.

3) The open forum portion of the meeting was announced. Marty Mendicino, 6644 W. 34th St., Ronald Vrehl, 6715 Ogden Ave., Kathy Craig, 3509 Grove, Tony Parente, (Parente's Restaurant), Ald. Chapman, Ald. Lovero all spoke of the letters issued by Aldermen A. & B. Bojovic regarding the boycott of Berwyn businesses who advertise in or distribute the Gazette Newspaper and their concerns about "blackmail", first amendment rights, and the need for a healthy business relationship.

After discussion, Chapman made a motion, seconded by Lovero, to respond to the consensus of the business people in attendance and censure Aldermen Alex and Branko Bojovic for their actions. The motion carried by the following roll call: Yeas: Chapman, Pechota, Brocato, Fron, Lovero. Nays: A. Bojovic, B. Bojovic. Excused: Fortunato.

4) The minutes of the Berwyn City Council meeting held on January 27, 2004, were submitted. Lovero made a motion, seconded by Brocato, to accept the minutes as presented. The motion carried by voice vote.

5) Alderman Pechota made a motion, seconded by Chapman, to combine Items D-1 through D-5, bids for: 2004 MFT Sidewalk, Curb and Gutter repairs, Sewer cleaning, landscape maintenance for TIF districts; Ogden, Cermak, Depot District and landscape maintenance from Harlem to Ridgeland along the railroad and to authorize the Finance Director and any other interested parties to proceed to the conference room to open, tabulate and return same to the Council Chambers for public reading. The motion carried by voice vote.

6) Alderman Fortunato submitted a communication stating that she would be out of town from February 8th, through February 14, 2004, and would miss the February 10, 2004, Council meeting. Lovero made a motion, seconded by Pechota, to accept the matter as informational. The motion carried by voice vote.

7) Mayor Shaughnessy submitted a communication requesting concurrence in his reappointment of Richard Swade, 2945 Maple as a

member of the Zoning Board of Appeals with an expiration date of February 28, 2009. A. Bojovic made a motion, seconded by Pechota, to concur in the recommendation. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero. Nays: none. Excused: Fortunato.

8) Mayor Shaughnessy submitted a letter to the residents of Berwyn explaining the circumstances of actions taken relative to the Sonny Stillo incident. Thereafter, Lovero made a motion, seconded by Brocato, to waive the reading and accept the matter as informational. The motion carried by voice vote.

9) The Zoning Board of Appeals submitted a Resolution and Ordinance pertaining to Ray Shinkle, T-Mobile, 6301 Roosevelt Road approving a conditional use to install 12 panel antennas on the roof top of the building. Brocato made a motion, seconded by Fron, to waive the reading, adopt the Resolution and Ordinance as presented, and authorize the appropriate corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero. Nays: none. Excused: Fortunato.

10) The Dollars for Scholars Committee submitted a communication recommending that a new application be submitted and letters be sent to various high schools and colleges for the next presentation of the Dollars for Scholars award. Chapman made a motion, seconded by Lovero, to accept the matter as informational. The motion carried by voice vote.

11) The Public Works Committee submitted a communication recommending that the bids for three new snow plows for the Public Works Department be awarded to Bourbannois Supply company at \$17,136.00. Fron made a motion, seconded by Brocato, to concur in the recommendation. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero. Nays: none. Excused: Fortunato.

12) Alderman Lovero submitted a communication regarding no bid work performed by Millennium Contractors at the Berwyn Library. After discussion, the matter was referred to the Library Committee by Order of the Chair.

13) Alderman Lovero submitted the Payables and Payroll report for February 10, 2004, in the total amount of \$2,389,435.91. Lovero made a motion, seconded by Chapman, to approve for payment. The motion carried by the following roll call: Yeas: Chapman, Pechota, Brocato, Fron, Lovero. Nays: A. Bojovic, B. Bojovic. Excused: Fortunato.

14) Alderman Chapman submitted a communication announcing various events to be held in the Berwyn Depot district throughout 2004. After discussion, Chapman made a motion, seconded by Brocato, to concur in the recommendation and grant permission. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero. Nays: none. Excused: Fortunato.

15) A deferred communication was submitted by the Berwyn Police Department requesting a handicapped sign for Gloria Maresh, 3417 Grove.

Chapman made a motion, seconded by Pechota, to overrule the recommendation of the investigating officer and authorize the installation of said sign. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero. Nays: none. Excused: Fortunato.

16) A deferred communication was submitted by the Berwyn Police Department requesting a handicapped sign for Sue Scavo, 1216 Ridgeland. Lovero made a motion, seconded by Chapman, to defer the matter. The motion carried by voice vote.

17) A deferred communication was submitted by the Berwyn Police Department requesting a handicapped sign for Renee Marie Garza, 2519 Elmwood. Pechota made a motion, seconded by A. Bojovic, to overrule the recommendation of the investigating officer and authorize the installation of said sign. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero. Nays: none. Excused: Fortunato.

18) The Law Department submitted an ordinance entitled:

ORDINANCE APPROVING FIRST AMENDMENT TO COMMUNICATIONS SITE LEASE AGREEMENT (TOWER)

Brocato made a motion, seconded by Chapman, to waive the reading, concur and adopt the ordinance as presented and authorize the appropriate corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero. Nays: none. Excused: Fortunato.

19) The Law Department submitted an ordinance entitled:

ORDINANCE PROVIDING FOR THE ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS SERIES 2004 OF THE CITY OF BERWYN, COOK COUNTY, ILLINOIS, AUTHORIZING THE EXECUTION OF AN ESCROW AGREEMENT AND CONNECTION THEREWITH PROVIDING FOR THE LEVY AND COLLECTION OF A DIRECT ANNUAL TAX FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS

Lovero made a motion, seconded by Pechota, to waive the reading, concur, adopt the ordinance as presented and authorize the appropriate corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Chapman, Pechota, Brocato, Fron, Lovero. Nays: A. Bojovic, B. Bojovic. Excused: Fortunato.

20) The Law Department submitted a communication referencing an order affirming the decision on violation but remanding for penalty other than revocation for Jimmy's sports Bar & Grill, Inc., 6300 Ogden Avenue. Pechota made a motion, seconded by Lovero, to waive the reading and accept the matter as informational. The motion carried by voice vote.

21) The Law Department submitted notification of written orders entered at the conclusion of Liquor License hearing proceedings. A. Bojovic made a motion, seconded by B. Bojovic, to accept the matter as informational. The motion carried by voice vote.

22) The Finance Director submitted the 2002 Audit. B. Bojovic made a motion, seconded by Chapman, to defer the matter. The motion carried by voice vote.

23) The Berwyn Development Corporation submitted a communication requesting 2004 TIF funding for marketing services. Lovero made a motion, seconded by Pechota, to refer the matter to the Budget Committee. The motion carried by voice vote.

24) The BDC submitted a communication regarding a cost estimate for zoning code revisions at a cost estimated between \$20,000 - \$30,000, with the understanding that issues may arise that could cause the cost to be higher or lower than the estimate. Lovero made a motion, seconded by Chapman, to concur in the recommendation. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero. Nays: none. Excused: Fortunato.

25) The BDC submitted a request for loan approval at Kings N' Queens d/b/a Nicky's Drive Thru at 7025 Roosevelt Road, in the total amount of \$20,000. Lovero made a motion, seconded by Chapman, to concur in the recommendation. The motion carried by the following roll call: Yeas: Chapman, A. Bojovic, B. Bojovic, Pechota, Brocato, Fron, Lovero. Nays: none. Excused: Fortunato.

26) The BDC submitted a communication regarding the 2004 TIF funding for Development Management Services. Lovero made a motion, seconded by Pechota, to refer the matter to the Budget Committee. The motion carried by voice vote.

27) At this time, the Consent Agenda, items K-1 and K-2, were presented.

K-1 Business licenses issued during January, 2004
K-2 Building permits issued during January, 2004

A. Bojovic made a motion, seconded by Chapman, to concur and accept as informational. The motion carried by voice vote.

28) The Mayor called a Committee of the Whole meeting for Tuesday, February 24, 2004, at 7:00 p.m. on referrals.

29) Alderman Lovero called a Budget Committee meeting for Tuesday, February 17, 2004, at 6:00 p.m., on referrals.

30) Alderman Fron called a Public Works Committee meeting for Tuesday, February 17, 2004, at 10:00 a.m., on referrals at the Public Works building, on referrals.

31) Alderman Chapman called a Library Committee meeting for Tuesday, February 17, 2004, at 7:00 p.m., on referrals.

32) The bids for the 2004 MFT Maintenance sidewalk, curb and gutter repairs were returned to the council chambers for public reading. Fron made a motion, seconded by Brocato, to refer the matter to the Public Works Committee. The motion carried by voice vote.

33) The bids for the 2004 MFT Sewer Cleaning were returned to the council chambers for public reading. Fron made a motion, seconded by Pechota, to refer the matter to the Public Works Committee. The motion carried by voice vote.

34) The bids for Cermak Road TIF 2004 landscaping contract were returned to the council chambers for public reading. Fron made a motion, seconded by Brocato, to refer the matter to the Public Works Committee. The motion carried by voice vote.

35) The bids for the Ogden TIF 2004 landscaping contract were returned to the council chambers for public reading. Fron made a motion, seconded by Pechota, to refer the matter to the Public Works Committee. The motion carried by voice vote.

36) The bids for the Depot District TIF landscaping contract were returned to the council chambers for public reading. Fron made a motion, seconded by Brocato, to refer the matter to the Public Works Committee. The motion carried by voice vote.

37) There being no further business to come before the meeting, same was, after a motion by Pechota, seconded by Lovero, adjourned at the hour of 9:00 p.m., by roll call vote.

Respectfully submitted,

Michael J. Woodward - City Clerk